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Attorney's Docket No. 9151-11



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Bowden, et al. Group Art Unit: 1646
Serial No.: 09/652,292 Examiner: N. Basi
Filed: August 31, 2000
For: GLUT 10: A NOVEL GLUCOSE TRANSPORTER IN THE TYPE 2
DIABETES LINKED REGION OF CHROMOSOME 20Q12-13.1

January 18, 2002

Box NON-FEE AMENDMENT
Commissioner for Patents
Washington, DC 20231

RESPONSE TO THE RESTRICTION REQUIREMENT

Dear Sir:

This is in response to the Restriction Requirement mailed December 18, 2001.

In response to the Restriction Requirement set forth therein, Applicant hereby elects the claims of Group II, with traverse, (Claims 1-9 and 36, drawn to the polynucleotide encoding the polypeptide of SEQ ID NO: 2, comprising SEQ ID NO: 1 or variants or fragments thereof, vectors encoding, cells containing the aforementioned expression vectors, classified in class 536, subclass 23.1) for substantive examination.

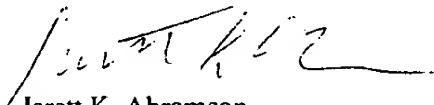
Reconsideration of the restriction requirement as to groups I and III through VII is respectfully requested. It is respectfully submitted that a search of these groups would overlap with a search of group II, hence grouping these claims together would not present an undue burden to the USPTO. Additionally, applicants note that some of the claims directed to methods of screening include the process of making as recited in the Group II claim set. Therefore, applicants respectfully request that the Examiner reconsider the restriction requirement.

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It is respectfully submitted that this application is in condition for substantive examination, which action is respectfully requested.

Respectfully submitted,



Jarett K. Abramson
Registration No. 47,376

Correspondence Address



20792

PATENT TRADEMARK OFFICE

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box NON-FEE AMENDMENT, Commissioner for Patents, Washington, DC 20231, on January 18, 2002.

Susan E. Freedman
Susan E. Freedman
Date of Signature: January 18, 2002